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**Introduced by Senators Hollingsworth and Knight**

February 13, 2003

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An act to amend Section 49603 of the Education Code, relating to pupils.

## LEGISLATIVE COUNSEL'S DIGEST

SB 198, as introduced, Hollingsworth. Schools: military recruiting access: federal law.

Existing law prohibits each school district offering instruction in any of grades 9 to 12, inclusive, that provides on-campus access to employers, from denying on-campus access to the military services, as defined.

This bill would, in addition, prohibit a school district from prohibiting on-campus access if it would violate federal law. The bill would declare that the Governor and the Attorney General have standing to bring suit if the Secretary of Defense notifies the Governor that a school district has prohibited access in violation of federal law.

Vote: majority. Appropriation: no. Fiscal committee: no. State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 49603 of the Education Code is  
2 amended to read:  
3 49603. (a) Each school district offering instruction in any of  
4 grades 9 to 12, inclusive, that provides on-campus access to  
5 employers, shall not prohibit access to the military services.  
6 (b) "Military services," for purposes of this section, includes  
7 the United States Army, the United States Navy, the United States



1 Air Force, the United States Marine Corps, the United States Coast  
2 Guard, or any reserve component of those federal forces, the  
3 National Guard, the State Military Reserve, and the active militia.

4 *(c) A school district shall not prohibit on-campus access to a*  
5 *military service if its actions are in violation of a federal law that*  
6 *requires on-campus access for military recruiting purposes.*

7 *(d) If the Secretary of Defense notifies the Governor that a*  
8 *school district has prohibited on-campus access for military*  
9 *recruiting purposes in violation of federal law, the Governor and*  
10 *the Attorney General shall have standing to bring suit in any court*  
11 *of competent jurisdiction.*

